

**PATENT  
ATTORNEY DOCKET NO.: 50125/115001**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant:      Andreas Herrmann et al.      Confirmation No.:    7008  
Serial No.:      10/592,010                          Art Unit:                1632  
Filed:             March 6, 2007                      Examiner:              Wu Cheng Winston SHEN  
Customer No.:    21559  
Title:              EXPRESSION SYSTEM FOR PREPARING IL-15/FC FUSION PROTEIN  
                    AND ITS USE

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**REPLY TO RESTRICTION REQUIREMENT**

In reply to the Restriction Requirement that was mailed in connection with the above-captioned case on August 26, 2009, Applicants elect the invention of Group I, claims 1-6, 10, 12, and 21. The election is made with traverse, as Applicants further request examination of the invention of Group II (claim 15).

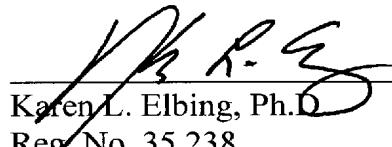
The Office has required election between a composition of matter (Group I) and a method of its use (Group II). As noted in M.P.E.P. § 1850: “The method for determining unity of invention under PCT Rule 13 shall be construed as permitting, in particular, the inclusion of any one of the following combinations of claims of different categories in the same international application... In addition to an independent claim for a given product, ... an independent claim for a use of the said product.” As claim 15 is directed to a use of the product claimed in claim 1, unity of invention exists between Groups I and II. Accordingly, the requirement for restriction between these groups should be withdrawn, and both Group I and Group II examined in this application. Such action is respectfully

requested.

If there are any charges or any credits, please apply them to Deposit Account No. 03-2095.

Respectfully submitted,

Date: 21 September 2009

  
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